
UNITED STATES OF AMERICA

v.

OMAR AHMED KHADR

a/k/a "Akhbar Farhad"

a/k/a "Akhbar Farnad"

a/k/a "Ahmed Muhammed Khali"

) IN THE COURT OF MILITARY
) COMMISSION REVIEW
)

) APPELLANT MOTION FOR
) LEAVE TO FILE
) SUPPLEMENTAL AUTHORITY
) AND SUPPLEMENTAL
) AUTHORITY
)

) Case No. 07-001
)

) Tried at Guantanamo Bay, Cuba
) On 4 June 2007
)

) Before a Military Commission
) Convened by MCCO # 07-02
)

) Presiding Military Judge
) Colonel Peter E. Brownback III
)

**TO THE HONORABLE JUDGES OF THE COURT OF MILITARY
COMMISSION REVIEW**

Motion for Leave to File Supplemental Authority

The Government respectfully requests that this Court allow the filing of the supplemental authority listed below according to Rule 14(k) of the Court of Military Commission Review Rules of Practice. On Friday, 24 August 2007, the Government referenced the listed dissertation and requests that it be incorporated into the record. The hard copy of the article will be sent to the Court separately.

Supplemental Authorities

The Government respectfully submits the following supplemental authorities in support of its appeal in *United States v. Khadr*, CMCR, Case No. 07-001:

1. Jan Horbaly, Court-Martial Jurisdiction (1986) (unpublished dissertation, Yale Law School)

Relief Requested

The Appellant respectfully requests that this Honorable Court grant the Government's Motion for Leave to File the Supplemental Authority and allow submission of the supplemental authority.

//s//

Jeffrey D. Groharing
Major, U.S. Marine Corps
Prosecutor



Keith A. Petty
Captain, U.S. Army
Assistant Prosecutor

//s//

Clayton Trivett, Jr.
Lieutenant, U.S. Navy
Assistant Prosecutor

//s//

Francis Gilligan
Office of Military Commissions
Appellate Prosecutor

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was emailed to Lieutenant Commander Kuebler on the 29th day of August 2007.

A handwritten signature in black ink, appearing to read 'K. Petty', with a long horizontal stroke extending to the right.

Keith A. Petty
Prosecutor
Office of Military Commissions